

WEST VALLEY CITY, UTAH

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN WEST VALLEY CITY AND THE UTAH DIVISION OF ENVIRONMENTAL RESPONSE AND REMEDIATION TO GRANT A LICENSE ALLOWING ACCESS TO CITY PROPERTY FOR THE PURPOSE OF CONDUCTING ENVIRONMENTAL TESTING.

WHEREAS, West Valley City owns property located at 4175 West 3980 South, 3558 West 3965 South, and 4100 South 4122 West, in West Valley City; and

WHEREAS, the Utah Division of Environmental Response and Remediation ("DERR") has requested permission to drill one test hole on each of the three City property sites to monitor ground water; and

WHEREAS, West Valley City desires to enter into an agreement with DERR, granting a license for the purpose of testing ground water and conducting environmental testing; and

WHEREAS, an Agreement has been prepared for execution by and between the City and DERR. This Agreement, which is attached hereto and entitled "Utah Division of Environmental Response and Remediation Property Access License Agreement," sets forth the rights, duties, and obligations of each of the parties thereto; and

WHEREAS, the City Council of West Valley City, does hereby determine that it is in the best interest of the health, safety, and welfare of the citizens of West Valley City to authorize the execution of the above-referenced Agreement with DERR.

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, that the document entitled "Utah Division of Environmental Response and Remediation Property Access License Agreement" is hereby approved and that the Mayor is hereby authorized to execute said Agreement for and in behalf of West Valley City.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2010.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER